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IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF OKLAHOMA

DAN MILLER, AS SPECIAL
ADMINISTRATOR FOR THE ESTATE
OF HANK MILLER, DECEASED,

Plaintiff,

-VS-

B. J. HEDGECOCK, IN HIS
OFFICIAL CAPACITY AS SHERIFF
OF PUSHMATAHA COUNTY, STATE
OF OKLAHOMA; ET AL.,

Defendants

No. 22-cv-164-RAW

VIDEOCONFERENCE DEPOSITION OF KEITH KNOLL
TAKEN ON BEHALF OF THE PLAINTIFF
ON FEBRUARY 20, 2024

REPORTED BY: MARTA MATTINGLY, CSR, RMR

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1 is up here. It was me sitting down, meeting with a
2 licensed mental health professional for, I don't know,
3 it was probably about three hours, and there was like a
4 400 questionnaire we went through, all that stuff. They
5 did an evaluation and sent it over to the sheriff's
6 office or to the academy. I don't remember which one
7 they sent it to.

8 Q And that was in 2016. And it was not a MMPI,
9 was it?

10 A No. Because MMPI is an Oklahoma only thing.
11 It was Texas' version of it.

12 Q So you never, have never to this day, done a
13 MMPI, have you?

14 A Yes, sir, I have.

15 Q When did you do it?

16 A May of 2023, when I started at String Town
17 police department.

18 Q So it wasn't until then that you actually had
19 been in compliance with the Oklahoma requirements for a
20 CLEET license; correct?

21 MR. POE: Object to the form.

22 THE WITNESS: CLEET accepted my one from
23 TECOLE.

24 Q (By Mr. Bryan) Who at CLEET accepted it?

25 A Sir, I don't know. I turned it in to admin

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1 and they sent it up to CLEET and said that I was good.

2 Q Which agency?

3 A Pushmataha.

4 Q So you sent your TECOLE one to Pushmataha and
5 Pushmataha then sent it to CLEET?

6 A Yes.

7 Q And CLEET then approved that as being a mental
8 health certification?

9 A I say yes; because they didn't require me to
10 go back and take a MMPI.

11 Q Except when you applied for --

12 A String Town. And that wasn't due to CLEET,
13 that was String Town's doing that. It had nothing to do
14 with CLEET, or anything like that. String Town just
15 puts all of their new hires through a MMPI.

16 Q Who was it at the Pushmataha County sheriff's
17 office that received your information from Texas, from
18 TECOLE?

19 A I believe it would have been Dustin Gray.

20 Q And who was it that told you that they had
21 sent that to CLEET?

22 A I believe it would have been Dustin Gray, as
23 well.

24 Q Where is Dustin Gray these days?

25 A Sir, I don't know.

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1 that right?

2 A Correct.

3 Q You were taking no CLEET courses until that
4 time; correct?

5 A Correct.

6 Q I want to ask you about the incident involving
7 Mr. Knoll -- not Knoll, sorry, you're Knoll, involving
8 Mr. Miller, sorry. How did the stop begin?

9 A It initially began by me activating my
10 overhead emergency lights, Mr. Miller pulling down one
11 of the side roads off of the highway, me walking up to
12 the vehicle and making contact with him and speaking to
13 him.

14 Q The basis for the stop was what, obscured tag?

15 A Yes, sir.

16 Q You didn't stop him for erratic driving or
17 swerving; right?

18 A No, sir.

19 Q He didn't have slurred speech; right?

20 A No, sir.

21 Q You agree his answers were responsive to your
22 questions?

23 MR. SMITH: Object to the form.

24 THE WITNESS: I believe that they were
25 actually overly responsive.

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1 to it again.

2 (video played)

3 A "I don't have any driver's license" is what I
4 heard in his first statement.

5 Q My or a, they are both a true statement.

6 A Fair enough.

7 (video played)

8 Q He is trying to explain to you why he doesn't
9 have a driver's license and the car is legal; right?

10 MR. SMITH: Object to the form.

11 THE WITNESS: I believe that's what he's
12 trying to do.

13 Q (By Mr. Bryan) Okay. He is not -- I mean,
14 that's responsive to what you are asking about; right?

15 A Yes.

16 Q He is not being inconsistent with his answers,
17 is he?

18 A I have only asked him one question. So it
19 would be hard to say that he is being inconsistent with
20 his answers. He's only answered one question.

21 Q But so far he's not been inconsistent; right?

22 A Sir, I don't have a baseline. He's answered
23 one question.

24 Q Right. But one minute and forty-six seconds
25 into this video you have not heard an inconsistent

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1 that there were drugs in the car at the time; right?

2 A No.

3 Q You are just -- you are just -- you are trying
4 to take a guess that this guy might have drugs in his
5 car?

6 MR. POE: Object.

7 MR. SMITH: Object to the form.

8 THE WITNESS: At this time I am not
9 guessing, I am building reasonable suspicion.

10 Q (By Mr. Bryan) So you didn't have reasonable
11 suspicious at this point?

12 A We are still building that at this point.

13 Q Gotcha. But asking about drugs in the car,
14 you have deviated from what you were stopping him for;
15 right?

16 A No, sir. He was leaving a -- he was leaving
17 the Travel Plaza Casino in Antlers, which is a known
18 spot for narcotics use and sales at two, three in the
19 morning. That's a pretty consistent time when we used
20 to have a lot of problems with narcotics in that area.

21 He is leaving that area. He is very concerned
22 of our present when he drove off. Then we stopped him.
23 As soon as I started asking about drugs, you notice he
24 started stuttering and all of that stuff.

25 Those are all indicators through my training

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1 and experience of working street level narcotics that
2 somebody is nervous about the presence of narcotics in
3 their vehicle. So, yes, we are pretty far into the
4 reasonable suspicion at this point.

5 Q But you don't have it; right?

6 MR. SMITH: Object to the form.

7 THE WITNESS: I don't remember at this
8 point exactly, no.

9 Q (By Mr. Bryan) But the basis, from what I
10 understand, is time, location, and drug activity in the
11 vicinity?

12 A And he just stated that he had a recent drug
13 history.

14 Q That he had a drug charge previously.

15 A When he said that his license --

16 (Short interruption)

17 MR. BRYAN: Tammy, we can hear you. You
18 are not on mute.

19 UNIDENTIFIED SPEAKER: Oh, I'm sorry.

20 MR. POE: For the record, Ms. Scott
21 appeared in the depo. And when did she get here?

22 MS. HECKENKEMPER: She just got here.

23 MR. POE: She was never identified.

24 MR. SMITH: Yeah. How long has Tammy
25 Scott been present for Mr. Knoll's depo? The entire

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1 MR. POE: Object to form.

2 MR. SMITH: Same.

3 (video played)

4 Q (By Mr. Bryan) So at 2:54 you are not even
5 worried about the driver's license stuff; right?

6 A That's not completely accurate. That's
7 another thing that we have learned through training and
8 experience, that a lot of times when you stop people in
9 a situation like this and it's just like an expired
10 driver's license, a speeding ticket, something like
11 that, the average person is more nervous about getting
12 the citation than if there's other criminal activity
13 beyond the citation.

14 So a lot of times when you are talking to
15 people in a situation like this, you back it back down
16 and say: You know, man, I am not real worried about the
17 speed, so that you can get them to not be as nervous
18 about receiving a citation, so you can try and speak to
19 them.

20 If they're still nervous after you say you're
21 not getting a ticket for their driving offense and
22 they're still nervous, there's usually a reason why
23 they're nervous beyond the citation.

24 Q Okay. But he's not extremely nervous, he is
25 not shaking or anything.

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1 MR. POE: Object to form.

2 THE WITNESS: Sir, from my opinion and my
3 training, yes, he was very nervous.

4 Q (By Mr. Bryan) What is he doing that is
5 extremely nervous?

6 A The way that he is stuttering and talking. If
7 you notice, the cigarette is not lit. He was trying to
8 light that as usually as a cover scent, also a thing
9 that people do when they get pulled over, try and calm
10 their nerves. The way he's speaking, the stuttering, I
11 can also see that his breathing, his heart rate, are
12 very rapid.

13 Q You can see his heart rate?

14 A I can see the pounding in his chest and the
15 carotid arteries in his neck, yes, sir.

16 Q Okay. I just want to make sure I understand,
17 that you are going to tell the jury that you have the
18 ability to observe his heart rate and his carotid
19 artery?

20 MR. SMITH: Object to the form.

21 MR. POE: Object to the form.

22 THE WITNESS: Yes. That's one of the
23 things we are told as police officers, is that when you
24 are interviewing somebody that's in a car, those are
25 some of the things that you look at. Because you will

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1 see them visibly get nervous and the veins in their neck
2 visibly start pumping harder and faster as they get
3 nervous. So, yes, that is what I would testify to.

4 Q (By Mr. Bryan) How fast was his heart
5 beating?

6 A I didn't take his exact pulse. I am just able
7 to tell a resting heart rate, that it looks like your
8 neck is throbbing.

9 Q How much did Mr. Miller weigh?

10 A I don't know.

11 Q What was Mr. Miller's resting heart rate?

12 A Sir, I don't know.

13 Q What was his excitable heart rate?

14 A Sir, I don't know.

15 Q What is his extremely nervous heart rate?

16 A Sir, I don't know.

17 Q You don't know what his heart rate was; right?

18 A Say that again.

19 Q You don't know what his heart rate was; right?

20 A No. I could just tell his visible appearance
21 is changing.

22 Q Okay. And when did you start looking at his
23 heart rate?

24 A Sir, like I said, we are trained on observing
25 the whole thing. It's not like I just walked up and was

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1 were going to do with the driver's license and the
2 license tag; right?

3 MR. POE: Object to the form.

4 THE WITNESS: I wouldn't say deviate. I
5 have built on top of that now, yes.

6 Q (By Mr. Bryan) I mean, you're not bringing
7 out the drug dog to look for his driver's license or to
8 look at the tag; right?

9 A No. Now the drug dog is out for continuing
10 charges that are adding up.

11 Q To look for drugs; right?

12 A Yes.

13 Q The drugs that you had no reasonable suspicion
14 of when you asked him if there were drugs in the car;
15 right?

16 MR. SMITH: Object to the form.

17 THE WITNESS: I didn't have reasonable
18 suspicion when I initially asked him at the beginning of
19 the traffic stop.

20 Q (By Mr. Bryan) Right. When you asked him,
21 "Do you have drugs in the car," you had yet to create
22 reasonable suspension to support getting the dog;
23 correct?

24 MR. SMITH: The same.

25 THE WITNESS: Sir, I asked him a couple

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1 of times if he had drugs in the car. You would have to
2 refer to which time you are asking. Because I made
3 contact. And when I asked him about it initially, no, I
4 didn't have reasonable suspicion at that point. This
5 most recent time when I asked him, yes, I did have
6 reasonable suspicion.

7 Q (By Mr. Bryan) Right. So I just want to make
8 clear, that the first time that you asked him you did
9 not have reasonable suspicion to know whether there were
10 drugs in the car, later you developed reasonable
11 suspicion and called for the dog; do I have it right?

12 A That's correct. Yes.

13 Q And the reasonable suspicion that you
14 developed to call the dog was what?

15 MR. SMITH: Object to the form.

16 THE WITNESS: The fact that it's a
17 subject that just admitted to me he had recent drug
18 charges, leaving a known area where narcotic sales and
19 use happens, at a time when it happens. That, to me, is
20 reasonable to believe that the person is probably in
21 possession of drugs.

22 Q (By Mr. Bryan) Okay. And you had been on the
23 job for eighteen days; right?

24 A I don't know exactly how long I had been
25 employed at Push County.

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1 Q So this would have been kind of a one place;
2 right?

3 A Correct.

4 Q So it would have been the one place for
5 groceries, gasoline, drugs, casino activity, everything;
6 right?

7 MR. SMITH: Form.

8 THE WITNESS: In that area, as far as I
9 know, yes. When I say one place, I am speaking as to
10 the city of Antlers. I am not super familiar with the
11 northern part of the county. I don't know if anything
12 else is open. But as far as I know, in the area of
13 Antlers, that is the one thing that is open, one of the
14 two gas stations.

15 Q (By Mr. Bryan) And he tells you, "I'm going
16 to the house." And that's obviously him leaving the
17 scene of your stop; right?

18 A Correct.

19 Q So you are going to give chase; right?

20 A Correct.

21 Q Okay. And you knew Tammy Scott was in the
22 passenger's seat; right?

23 A I knew that there was a female or a subject in
24 the passenger's seat. I didn't know who it was at the
25 time.

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1 Q Okay. Is the car moving at a high rate of
2 speed?

3 MR. SMITH: Object to the form.

4 THE WITNESS: No.

5 Q (By Mr. Bryan) Was Mr. Miller revving the
6 engine?

7 A I don't really recall the sounds of any of
8 that because it was covered up with sirens and stuff,
9 so I wouldn't have been able to hear if he was
10 revving the engine or not.

11 Q So just to be clear, you don't have any
12 recollection of hearing an engine revving?

13 A That is correct.

14 Q Okay. And after you observe this end of
15 the door hit Brian Columbus, you saw Brian fall down
16 onto the ground, right?

17 A So what I could see was, as it struck him
18 he crumpled down into the space between the open door
19 and the interior door entry of the vehicle.

20 As I saw him going down I lost sight of him
21 at about the level of where the seat is visible. And
22 then just -- I guess, based on my perspective of how
23 he'd fallen down in that little pocket and I never
24 saw him pop back up, I never saw him roll away, never
25 saw him roll out of the way, as soon as I saw him hit

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1 the ground -- or as soon as I saw him disappear down
2 into that small space, the tires lost traction and
3 that's where I believed he was under the vehicle
4 getting ran over.

5 Q Okay. Where was Tammy Scott?

6 A I don't know.

7 Q Was Tammy Scott in the car or out of the
8 car?

9 A I don't believe she was in the car, solely
10 because I was able to see into where Brian was, so
11 she would have obstructed my view of him.

12 Q Okay. So you believe that Tammy Scott was
13 out of the car and, where, on top of Columbus? Next
14 to Columbus?

15 A I'll be honest, I don't really -- that
16 wasn't my thought at that point in time. The main
17 priority was Columbus. I wasn't really worried about
18 where anybody else was in that second because of --
19 like, I'd seen where he went down at and where he
20 was -- where I perceived him to be on the ground
21 under the tire.

22 I didn't have time to stop, pause and start
23 looking around and take a count for everybody, so I
24 don't -- I wouldn't even be able to begin to tell
25 where you where she was. Columbus was the only one

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1 car factually moving at a high rate of speed in
2 reverse?

3 A No.

4 Q Okay. All right. So Columbus is on the
5 ground, "and because I could tell the car was stuck
6 in the mud." How could you tell the car was stuck in
7 the mud?

8 A Because from where I was standing, as the
9 wheels were turning in a reverse rotation I could see
10 the tire tread coming at me and I could see them
11 slipping in the mud. So I just put two and two
12 together that there's tires that are spinning on a
13 muddy surface, so it's stuck in the mud.

14 Q Okay. So if it's spinning in the mud, it's
15 not moving, right?

16 MR. SMITH: Object to the form.

17 THE WITNESS: At that point where it had
18 gotten stuck, no, it was -- it had to have moved to
19 that position to get stuck.

20 Q (By Mr. Bryan) And then at some point it
21 became unstuck, right?

22 MR. SMITH: Object to the form.

23 THE WITNESS: I don't know that it ever
24 became unstuck.

25 Q (By Mr. Bryan) Okay. So it stayed stuck in

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1 Q (By Mr. Bryan) So the car is stuck in the
2 mud. And while it's stuck in the mud, you also see
3 the tires going forward and backward. It kept -- you
4 kept seeing the tires going forward and backward,
5 forward and backward, right?

6 MR. SMITH: Object to the form.

7 THE WITNESS: Well, sir, once again,
8 that's -- what I was saying, right after a critical
9 incident -- if you read prior to the part that you
10 have highlighted, the stuck in the mud, it actually
11 says "the tires becoming stuck in the mud." So
12 that's --

13 Q (By Mr. Bryan) Well, just --

14 A -- that's -- I'm trying to explain that --
15 you're picking up after the fact.

16 No, the tires were rotating. They were
17 spinning in the mud. They were angling back and
18 forth, left and right, while they're spinning and
19 they're building up mud on them while they're
20 spinning. That's becoming stuck in the mud.

21 Q Okay.

22 A That's the best way I can answer all that.

23 Q Right. And you kept seeing the tires going
24 back and forth, back and forth, right?

25 A Back and forth. They can -- turn left and

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1 right. I guess that might be the better
2 clarification is there's movement of the wheels left
3 and right which to me is back and forth. You turn
4 your wheel back and forth.

5 Q Oh, so it's not back, forward, it's side to
6 side?

7 A I'm trying to explain that. The tires were
8 spinning and the vehicle was trying to move and get
9 unstuck.

10 Q Uh-huh.

11 A While they're doing that, the tires are
12 moving side to side, which is what you do when you're
13 trying to get traction, if that kind of clarifies
14 that sentence a little bit better.

15 Q A little bit. So just so I have it clear,
16 you're standing there, Columbus is already on the
17 ground, right?

18 MR. SMITH: Object to the form.

19 Q (By Mr. Bryan) I'm just following this
20 narrative right here, right? Columbus is on the
21 ground, you're seeing the car tires going back and
22 forth or back and forth like this (indicating), while
23 spinning and having mud getting stuck --

24 A And the vehicle's -- yes.

25 Q And the vehicle is doing one of these

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1 (indicating), right?

2 A It's rocking back and forth like this
3 (indicating).

4 Q Rocking back and forth and the tires are
5 going side to side?

6 A Yes.

7 Q Is that correct?

8 A Yes.

9 Q Okay. So it's rocking back and forth, the
10 tires are going side to side, Columbus is on the
11 ground in the pocket between the door and the car.

12 You think that Columbus is actually
13 underneath the vehicle to some extent, right?

14 A At the time, that's why I believed that the
15 tires were spinning the way that they were was I
16 believed the ground was too wet for the car to have
17 traction to back up over his body.

18 Q Uh-huh. And so how much of Columbus did
19 you believe was underneath the car?

20 A I don't know. My fear was that it could
21 have been something as small as his head that was
22 under there, and that would have been a small portion
23 of his body, but that's a pretty important part. So
24 I don't know. I honestly believed that a pretty good
25 chunk of it was under the car if the car was unable

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1 to get traction to back up over him. I figured it
2 wasn't just like a finger or a toe under there
3 because the car would have been able to gain --
4 overcome that.

5 Q And you're thinking that the reason the car
6 is having this problem, it's doing -- back and forth
7 and forward and backward and forward and backward is
8 because it's hitting Columbus?

9 A And he cannot get -- yeah, the tires can't
10 get traction to overcome Columbus's body.

11 Q So it's not necessarily the mud, it's more
12 Columbus that the car is having problems with?

13 MR. SMITH: Object to the form.

14 Q (By Mr. Bryan) Or is it both?

15 A It's both. I believe that they were
16 spinning in the mud because the grass was slick and
17 so he was under there, but then it -- the tires were
18 too slick to be able to back up over him so they just
19 started digging into the ground rather than actually
20 getting traction, if that makes sense.

21 Q Okay. And Miller, by moving the tires back
22 and forth like this (indicating), is trying to
23 somehow, like, back up or overcome --

24 A Regain -- yes, sir, regain traction by
25 catching a dry spot with it.

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1 A No, sir.

2 Q Have you ever had suicidal thoughts?

3 A Yes, sir.

4 Q Okay. Have you ever used drugs besides
5 Delta 8 and steroids?

6 A No, sir.

7 Q Have you ever been abusive in a
8 relationship, either physically, mentally, verbally?

9 A No, sir.

10 MR. BRYAN: All right. I will pass the
11 witness.

12 MR. SMITH: Do you have anything at this
13 point, Wellon?

14 MR. POE: Yeah. I do have just a few
15 things.

16 CROSS-EXAMINATION

17 BY MR. POE:

18 Q Deputy Knoll, in your deposition previous
19 you made some comment -- can you explain to me when
20 you said you had not been trained -- I think the
21 question was, did you receive any training at
22 Push County.

23 Is that true or did you have any training
24 while at Push County? How did you understand that
25 question?

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1 A I guess I understood that one as just
2 C.L.E.E.T. hours. Had I attended like, any
3 C.L.E.E.T. mandated or C.L.E.E.T. hosted, I guess,
4 classes, C.L.E.E.T. accredited classes, which I have
5 not. While I was there I never attended any classes
6 that I received any type of training hours for or
7 anything.

8 The little, I guess, unofficial training I
9 did get was just kind of the expectations from
10 Sheriff Hedgecock.

11 And then I rode with Sergeant Steely and
12 just kind of went over -- learned some geography,
13 once again kind of the expectations of how they do
14 things, what they do. He talked to me about my
15 knowledge of the law, case law, things like that. My
16 basic knowledge as a police officer to verify that
17 the training I was coming from Texas with was
18 legitimate. But there was never a structured --

19 Q Not a sit-down classroom setting?

20 A No, sir.

21 Q And you did not have to take the bridge
22 academy to be licensed to practice in Oklahoma at
23 that -- or be certified to practice in Oklahoma at
24 the time of this incident; is that correct?

25 A That's correct.

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1 Q But by state law you had time --
2 Push County had time to get you through a bridge
3 academy to give you Oklahoma law to go with your
4 TECOLE training, correct?

5 A Yes, sir.

6 Q Now, you were an officer for several years,
7 correct?

8 A Yes, sir.

9 Q With Grayson County.

10 And you did -- were certified by TECOLE and
11 went through their training and passed their
12 training, including the legal block; is that correct?

13 A Yes, sir.

14 Q When you graduated TECOLE as a Grayson
15 County officer, did you understand the standards for
16 the use of different force?

17 A Yes, sir.

18 MR. BRYAN: Object to form.

19 Q (By Mr. Poe) When you came to Oklahoma did
20 you just forget that or did you remember what those
21 standards were?

22 A No, sir.

23 MR. BRYAN: Object to form.

24 THE WITNESS: I remembered them.

25 Q (By Mr. Poe) The constitutional standards

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1 for the use of deadly force didn't change from Texas
2 to Oklahoma, did they?

3 A No.

4 MR. BRYAN: Object to form.

5 Q (By Mr. Poe) I know that Mr. Bryan asked
6 you -- at some time he talked about PTSD, he talked
7 about suicide thoughts.

8 Did your years of PTSD have any effect on
9 what you did the night -- or the event that occurred
10 that we're here on today?

11 A No, sir.

12 MR. BRYAN: Object to form.

13 Q (By Mr. Poe) (Inaudible) of any suicidal
14 thoughts or the time you spent in a mental health
15 facility have any effect on what you did here?

16 A No, sir.

17 MR. BRYAN: Object to form.

18 Q (By Mr. Poe) The steroid use, did that have
19 any effect on what you did -- or your actions this
20 night?

21 MR. BRYAN: Object to form.

22 THE WITNESS: No, sir.

23 Q (By Mr. Poe) The -- since -- you said you
24 did not have a separate mental health evaluation
25 before you went to work for Pushmataha County,

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1 correct?

2 A Correct.

3 Q And you did not have one -- I believe you
4 went to Boswell after Pushmataha County?

5 A That's correct.

6 Q Did you have a separate mental health
7 evaluation then?

8 A No, sir.

9 Q You had to have a full mental evaluation --
10 kind of similar to MMPI but whatever is the Texas
11 version of MMPI -- when you first became an officer
12 in Texas, correct?

13 A Correct.

14 Q And you had another one by Atoka -- or
15 Stringtown's policies, I think you had another
16 medical -- or mental health evaluation, MMPI, before
17 you started to work there, correct?

18 A Correct.

19 Q And were the findings of that -- I guess
20 they were good enough that you were suitable to
21 become a law enforcement officer?

22 A Yes, sir.

23 MR. BRYAN: Object to form.

24 Q (By Mr. Poe) And that continues today,
25 correct?

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1 A Yes, sir.

2 THE WITNESS: Can we take a break real
3 quick?

4 MR. POE: Sure.

5 THE WITNESS: I just want to grab my jacket
6 real quick.

7 MR. SMITH: Yeah. We'll be back.

8 (Recess had from 5:24 p.m. to 5:32 p.m.)

9 Q (By Mr. Poe) Mr. Knoll, just a few more
10 questions.

11 A Okay.

12 Q Prior to this incident involving
13 Mr. Miller, had you ever been accused of any use of
14 excessive force --

15 A No, sir.

16 Q -- as an officer?

17 A No, sir.

18 Q Prior to this incident, had you ever
19 discharged your firearm in the performance of your
20 duties as a law enforcement officer?

21 A No, sir.

22 Q Is this the first time that you felt the
23 need to discharge a firearm because of a concern for
24 the safety of you or fellow officers on the scene?

25 A Yes, sir.

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1 deployed out in the field?

2 A No. The only ones that I would have
3 covered would have been -- take that back.

4 I would have read some 10th Circuit cases,
5 yes. That wouldn't have been something that I
6 specifically focused on. It would have been more
7 federal overall case law, more Supreme Court stuff.

8 But, yes, I have read 10th Circuit cases,
9 I've read 9, 5th. I don't want to say, no, I've
10 never -- I'm trying to say, no, I'm -- yes, I have
11 read them, but, no, I'm not, like, some expert on
12 the 10th Circuit ones.

13 Q Did you ever receive any training prior to
14 going out in the field with Push County on what the
15 excessive force standard is under 10th Circuit
16 precedent?

17 A No, sir.

18 Q Okay. You said you did do -- you had zero
19 classroom education and training with Push County,
20 right?

21 A Correct.

22 Q All right. And the only training that you
23 had was on-the-job ride-alongs with Steely, right?

24 A Correct.

25 Q And how many times did you do that?

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1 A I rode with him for two days.

2 Q Okay. Two days. And how long was your
3 shift?

4 A I don't remember what shifts we worked back
5 then, if it was 8s, 10s or 12s.

6 Q Okay. And the only things you covered
7 during that shift were your expectations, geography
8 and law or case law?

9 MR. SMITH: Object to the form.

10 Q (By Mr. Bryan) Right?

11 A Yeah, I mean, that's a pretty broad
12 generalization that I had used, but, yes.

13 Q Okay. You said that drugs and steroid use
14 had no effect on you on that day.

15 You're not a doctor, are you?

16 A No.

17 Q Do you have any medical training?

18 A But I know how my body feels from day to
19 day. And if it felt different one day, that's
20 something I would notice probably more so than what a
21 doctor would even notice about me.

22 Q For sure. And you don't have any of the
23 training of a doctor or even a nurse, do you?

24 A No, I'm not a doctor or a nurse.

25 Q You have no education, training or